

~~PATENT MAINTENANCE~~
DIVISION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

~~2006 APR 21 PM 4:26~~

In re application of: Charych, et al. Attorney Docket No.: 1680.002/CHIRP014
US PATENT & TRADEMARK OFFICE

Application No.: 09/874,091

Examiner: Tran, My-Chau T.

Filed: June 4, 2001

Group: 1641

Title: MICROARRAYS FOR PERFORMING
PROTEOMIC ANALYSES

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first-class mail on April 18, 2006 in an envelope addressed to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.

Signed: _____

Tara Hayden

**REQUEST FOR REFUND
(IMPROPER CHARGE OF DEPOSIT ACCOUNT)**

ATTENTION: Refund Section, Accounting Division, Office of Finance
Mail Stop 16
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I. REFUND REQUEST

This is a request for a refund with respect to the charge to Deposit Account 500388 shown on the statement dated February 22, 2006 (Control No. 09874091) for the above-identified patent. A copy of the monthly statement in which the error referred to occurs, accompanies this request.

II. FEES CHARGED FOR WHICH REFUND REQUESTED

\$450.00

III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

On the Amendment Transmittal, the Applicant mistakenly requested a two month extension of time to respond. No extension was actually required, as the response was filed on February 21, 2006, within the three month period for reply to the Final Office Action mailed December 21, 2005.

IV. MANNER OF REFUND

Please make refund by crediting Account No. 500388.

Respectfully submitted,
BEYER WEAVER & THOMAS, LLP

Denise Bergin

Denise S. Bergin
Registration No. 50,581

P.O. Box 70250
Oakland, CA 94612-0250

650-961-8300



United States Patent and Trademark Office

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Deposit Account Statement

Requested Statement Month: February 2006
 Deposit Account Number: 500388
 Name: BEYER, WEAVER & THOMAS LLP
 Attention: ACCOUNTING DEPARTMENT
 Address: 590 W. EL CAMINO REAL
 City: MOUNTAIN VIEW
 State: CA
 Zip: 94040
 Country: UNITED STATES OF AMERICA

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
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START	SUM OF	SUM OF	END
BALANCE	CHARGES	REPLENISH	BALANCE
\$38,085.00	\$40,357.00	\$32,498.00	\$30,226.00

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11 (including cover page)

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Page

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FEB. 21. 2006 8:48PM 5106630920		PG. 132 P. 1/11
BEYER WEAVER & THOMAS, LLP INTELLECTUAL PROPERTY LAW 900 12th Street, Suite 200, Oakland, CA 94607 Telephone: (510) 563-1100 Facsimile: (510) 563-0920 www.beyerlaw.com		
FACSIMILE COVER SHEET		
February 21, 2006		
Receiver:	Examiner My-Chan T. Tran (USPTO Central Fax)	
FAX #:	(571) 273-8300	
Sender:	Denise S. Bargin	
Our Ref. No.:	CHIRP014	
Application No.:	09/874,091	
Re:	1. Amendment Transmittal 2. Amendment I - After Final	
Pages Including Cover Sheet(s): 11		
MESSAGE:		
CONFIDENTIALITY NOTE		
The information contained in this facsimile (FAX) message is legally privileged and confidential information intended only for the use of the receiver or firm named above. If the reader of this message is not the intended receiver, you are hereby notified that any dissemination, distribution or copying of this FAX is strictly prohibited. If you have received this FAX in error, please immediately notify the sender at the telephone number provided above and return the original message to the sender at the address above via the United States Postal Service. Thank you.		
PAGE 1/11 RCVD AT 2/21/2006 8:39:12 PM [Eastern Standard Time] * GVR:USPTO-EPTRF-628 * DWS:2738300 * CSID:5106630920 * DURATION (mm:ss):04:32		

COPY

* * * COMMUNICATION RESULT REPORT (FEB. 21. 2006 3:47PM) * * *

TTI 5106630920

TRANSMITTED/STORED: FEB. 21. 2006 3:40PM

FILE MODE	OPTION	ADDRESS (GROUP)	RESULT	PAGE
132 MEMORY TX		##402055#15712738300#	OK	11/11

COPY

REASON FOR ERROR
E-1) HANG UP OR LINE FAIL
E-3) NO ANSWER

E-2) BUSY
E-4) NO FACSIMILE CONNECTION

BEYER WEAVER & THOMAS, LLP

INTELLECTUAL PROPERTY LAW
500 12th Street, Suite 200, Oakland, CA 94607
Telephone: (510) 663-1100 Facsimile: (510) 663-0920
www.beyerlaw.com

FACSIMILE COVER SHEET

February 21, 2006

Receiver: Examiner My-Chan T. Tran
(USPTO Central Fax)

FAX # : (571) 273-8300

Sender: Denise S. Bergin
Our Ref. No.: CHIRP014

Application No: 09/874,091

BEYER WEAVER & THOMAS, LLP

INTELLECTUAL PROPERTY LAW
500 12th Street, Suite 200, Oakland, CA 94607
Telephone: (510) 663-1100 Facsimile: (510) 663-0920
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FACSIMILE COVER SHEET

February 21, 2006

Receiver: Examiner My-Chan T. Tran
(USPTO Central Fax)

FAX # : (571) 273-8300

Sender: Denise S. Bergin
Our Ref. No.: CHIRP014

Application No: 09/874,091

Re: 1. Amendment Transmittal
2. Amendment I – After Final

Pages Including Cover Sheet(s): 11

MESSAGE:

CONFIDENTIALITY NOTE

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Charych, et al.

Attorney Docket No.: 1680.002/CHIRP014

Application No.: 09/874,091

Examiner: Tran, My-Chau T.

Filed: June 4, 2001

Group: 1641

Title: MICROARRAYS FOR PERFORMING
PROTEOMIC ANALYSES

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being transmitted by facsimile to fax number 571-273-8300 to the U.S. Patent and Trademark Office on February 21, 2006.

Signed:

Tara Hayden

AMENDMENT TRANSMITTAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment in the above-identified application.

The fee has been calculated as shown below.

	Claims After Amendment		Highest Previously Paid For	Present Extra	Small Entity Rate Fee	Large Entity Rate Fee
Total Claims	33	MINUS	54	00	x 25 =	x 50 =
Independent Claims	02	MINUS	06	00	x 100 =	x 200 =
Multiple Dependent Claim Present and Fee Not Previously Paid					\$180.00	\$360.00
Total					\$	\$

- ☒ Applicant(s) hereby petition for a two month extension(s) of time to respond to the aforementioned Office Action.
- ☐ Applicant(s) believe that no (additional) Extension of Time is required; however, if it is determined that such an extension is required, Applicant(s) hereby petition that such an extension be granted and authorize the Commissioner to charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 500388.
- ☐ Enclosed is our Check No. _____ in the amount of \$ _____ to cover the additional claim fee and/or extension of time fees.
- ☒ Please charge \$450.00 and any additional fees required to facilitate filing the enclosed response, to Deposit Account No. 500388 (Order No. CHIRP014).

Respectfully submitted,
BEYER WEAVER & THOMAS, LLP

Denise Bergin
Denise S. Bergin
Reg. No. 50,581

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Tara Hayden

AMENDMENT I – AFTER FINAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COPY

Dear Sir:

In response to the Final Office Action mailed December 21, 2005, please consider the following amendments and remarks.

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper.

Remarks/Arguments begin on page 7 of this paper.



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/874,091	06/04/2001	Deborah Charych	1680.002	6042

7590 12/21/2005

Chiron Corporation
Intellectual Property Law Department
Mail Stop R-3
PO Box 8097
Emeryville, CA 94662



EXAMINER

TRAN, MY CHAU T

ART UNIT PAPER NUMBER

1639

DATE MAILED: 12/21/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

COPY

BEYER, MEYER & THOMAS, LLP
ATTY: JEA ASSOC: JEA
ACTION Final Rej-3+3mo.
Note of Appeal
DUE DATES 2/21/06
3/21/06 & 6/21/06
DOCKETED 1/26/06 BY: [initials]
DOCKETED CHIRP.014

DOCKETED on/by 12/27/05 [initials]
Atty. [initials] PA
File # 1680.002
Due Date 2/21/06 Ext RF4
Final Date 6/21/06 RF4, N740

FEB 21 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Attorney Docket No.: 1680.002/CHIRP014

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**Title: MICROARRAYS FOR PERFORMING
PROTEOMIC ANALYSES****CERTIFICATE OF FACSIMILE TRANSMISSION**

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Signed:

Tara Hayden

AMENDMENT TRANSMITTALCommissioner for Patents
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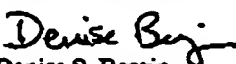
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 Denise S. Bergin
 Reg. No. 50,581

02/22/2006 CNGUYEN 00000024 500388 09874091

01 FC:1252 450.00 DA

 Adjustment date: 05/19/2006 SDENBOB1
 02/22/2006 CNGUYEN 00000024 500388 09874091
 01 FC:1252 450.00 CR